IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.7047 OF 2005

Mr. Babumiya Shaikh Khaja. ...Petitioner.
Vs.
The State of Maharashtra & Ors. ...Respondents.
....
Mr. B.G. Tangsali for the Petitioner.
Mr. P. P. Kakade, AGP for the Respondents.
.....

CORAM : F.I. REBELLO, J. AND
DR.D.Y.CHANDRACHUD, J.

October 20, 2005.

P.C.

Rule. Heard forthwith. Respondents waive notice.

2. The Petitioner is having a more than eight years' old vehicle bearing registration No.MH-03-F-310 which is lying idle. The vehicle has not been converted into CNG/LPG as the Petitioner is not plying the said vehicle within the limits of Mumbai city. The Petitioner desires to take the said vehicle outside the limits of Mumbai for plying the same outside Mumbai.

3. The Petitioner has approached the Respondents for the

grant of necessary permission, but the same has not been received by him so far.

4. In the peculiar facts and circumstances, we direct the Commissioner of Transport, Government of Maharashtra, Mumbai, to grant one-time permission to the Petitioner to take the said vehicle outside the territorial limits of Mumbai city. Let this permission be granted to the Petitioner within two weeks from today. Taking the said vehicle outside the limits of Mumbai city shall not be construed as plying the vehicle in Mumbai.

5. No further directions are necessary. The Petition is made absolute. There shall be no order as to costs.

(F.I. Rebello, J.)

(Dr. D.Y. Chandrachud, J.)